

IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CIVIL APPELLATE SIDE

WRIT PETITION NO.8083 OF 2005

WITH

WRIT PETITION NO.8085 OF 2005

WITH

WRIT PETITION NO.8088 OF 2005

Office Notes, Office

Memoranda of Coram,

appearances, Court's

orders or directions

and Registrar's orders.

Court's or Judge's orders

Mr.C.T.Chandragtre, for the Petitioners

Mr. R.D. Rane, Government Pleader for

Respondents.

CORAM : F.I.REBELLO & MRS.R.S.DALVI, JJ.

DATED : NOVEMBER 28, 2005

P.C.

. Rule. Heard forthwith. Learned
Govt. Pleader waives notice on behalf of
Respondent Nos.1, 2 and 4. For the view to
be taken notice on Respondent No.3 dispensed
with.

2. In all these petitions the
petitioners have been admitted to reserved
seats. Their applications for validity of
caste are pending before the relevant
Committee. In the meantime as the
petitioners did not produce the validity
certificate their admissions have been
cancelled. It is in these circumstances
that the petitioners approached this Court.

3. In various petitions which have come

to this we have held that the said Rule, till such time the Committee is not in a position to dispose of the caste claims within the time set out in various Government Resolutions, to be read as directive. In these circumstances the cancellation of the admission of the petitioners for failure to produce the caste certificate is, therefore, set aside. The Respondent No.3 is directed to admit the petitioners forthwith on producing a copy of this order subject to the decision by the Caste Scrutiny Committee. The Caste Scrutiny Committee to dispose of each of the petitioners claim within a period of four months from today. The petitioners admission is subject to the petitioners caste claim being validated. The petitioners will not claim any equity on the ground that they have been allowed to pursue their studies.

3. Rule made absolute in each of the petitions in the aforesaid terms.

4. All authorities to act on a copy of this order duly authenticated by the office.

(F.I. REBELLO, J.)

(MRS.R.S. DALVI, J.)